

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Investigation on the Commission's Own Motion into the Operations and Practices of Pacific Gas and Electric Company with Respect to Facilities Records for its Natural Gas Transmission System Pipelines.

Investigation 11-02-016
(Filed February 24, 2011)

ORDER EXTENDING STATUTORY DEADLINE**Summary**

This decision extends the statutory deadline in these proceedings to August 24, 2015.

Public Utilities (Pub. Util.) Code Section 1701.2(d) provides that adjudicatory cases shall be resolved within 12 months of the date that they are initiated unless the Commission makes findings as to why that deadline cannot be met and issues an order extending that deadline. This matter has been categorized as adjudicatory and the 12-month deadline for its resolution had been February 24, 2012. The statutory deadline for this proceeding had been extended previously; most recently Decision 13-10-055 extended the statutory deadline for this proceeding to February 24, 2015. This decision extends the statutory deadline to August 24, 2015.

Background and Discussion

On September 2, 2014, a Presiding Officer's Decision (POD) was issued concerning the alleged violations in this proceeding. Additionally, a coordinated POD concerning fines and remedies was issued in this proceeding, as well as in Investigation (I.) 11-11-009 and I.12-01-007. On October 2, 2014, two parties filed

appeals of the decision on violations. Additionally, five parties filed appeals and three Commissioners filed requests for review of the decision on fines and remedies. Responses to the appeals and requests for review were filed on October 17, 2014.

In order to have sufficient time to address all issues raised in the appeals and requests for review, prepare modified PODs, and allow the Commissioners to vote on the modified PODs, an additional extension of the statutory deadline is necessary. The extension is also necessary because of the possibility that a Commissioner will propose a decision different to the POD, as provided in Rule 15.5(b) of the Commission's Rules of Practice and Procedure. Because of these circumstances, we conclude that it is appropriate to extend the 12-month deadline in this case to August 24, 2015.

Waiver of Comment Period

Under Rule 14.6(c)(4) of the Commission's Rules of Practice and Procedure, the Commission may reduce or waive the period for public review and comment of proposed decisions extending the deadline for resolving adjudicatory proceedings. Accordingly, pursuant to this rule, the otherwise applicable period for public review and comment is waived.

Assignment of Proceeding

Michael Picker is the assigned Commissioner and Amy C. Yip-Kikugawa is the assigned Administrative Law Judge in this proceeding.

Findings of Fact

1. This proceeding was initiated on February 24, 2011.
2. Based upon the statutory deadline, this proceeding must be resolved within 12 months of its initiation, unless this date is extended.

3. Decision 13-10-055 extended the statutory deadline for this proceeding to February 24, 2015.

4. PODs were issued on September 2, 2014.

5. Appeals and requests for review of the PODs were filed on October 2, 2014.

6. Responses to the appeals and requests for review were filed on October 27, 2014.

7. An additional extension of the statutory deadline is necessary in order to have sufficient time to address all issues raised in the appeals and requests for review, prepare modified PODs, and allow the Commissioners to vote on the modified PODs.

Conclusions of Law

1. The statutory deadline imposed by Pub. Util. § 1701.2(d) should be extended to August 24, 2015.

2. This order should be effective immediately.

IT IS ORDERED that the 12-month statutory deadline in this proceeding is extended to August 24, 2015.

This order is effective today.

Dated _____, at San Francisco, California.